

AMENDED IN SENATE FEBRUARY 24, 2014

AMENDED IN SENATE JUNE 12, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

**No. 79**

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**Introduced by Committee on Budget (~~Blumenfield~~ *Skinner* (Chair),  
Bloom, ~~Bonilla~~, Campos, Chesbro, *Dababneh*, Daly, Dickinson,  
Gordon, Jones-Sawyer, Mitchell, Mullin, Muratsuchi, Nazarian,  
*Skinner*, *Rodriguez*, Stone, ~~and Ting~~, *and Weber*)**

January 10, 2013

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~~An act to amend Sections 12838, 12838.1, and 15820.922 of the Government Code, and to amend Sections 6025, 6025.1, 6126, 6126.2, 6126.3, 6126.6, 6129, and 6133 of, and to repeal Section 6131 of, the Penal Code, relating to corrections and making an appropriation therefor, to take effect immediately, bill related to the budget. An act to amend the Budget Act of 2013 (Chapters 20 and 354 of the Statutes of 2013) by amending Items 0690-001-0001, 2240-101-0001, 2240-101-0890, 3340-001-0001, 3600-001-0001, 3600-001-0200, 3860-001-0001, 3860-001-6052, 3860-003-0001, 3860-101-6052, 3860-301-6052, 3940-001-0001, 3940-001-0193, 3940-001-0439, 3940-101-3147, 4265-111-0001, 5180-101-0001, 5180-141-0001, 5180-141-0890, 7100-001-0001, 7100-001-0870, and 8570-001-0001 of, and by adding Items 3860-001-3228, 3860-101-3228, 3860-301-3228, 3860-401, 3940-002-0679, and 8570-001-3228 to, Section 2.00 of, and by amending Section 39.00 of, that act, relating to the State Budget, and making an appropriation therefor, to take effect immediately, budget bill.~~

## LEGISLATIVE COUNSEL'S DIGEST

AB 79, as amended, Committee on Budget. ~~Corrections. Budget Act of 2013.~~

*The Budget Act of 2013 made appropriations for the support of state government for the 2013-14 fiscal year.*

*This bill would amend the Budget Act of 2013 by revising items of appropriation and making other changes for the purpose of addressing drought conditions in the state.*

*This bill would become operative only if AB 80 or SB 104 of the 2013-14 Regular Session is enacted and becomes operative.*

*This bill would declare that it is to take effect immediately as a Budget Bill.*

~~Existing law establishes the Department of Corrections and Rehabilitation to oversee the state prison system. Within the department, existing law establishes 2 undersecretaries, one for administration and offender services and one for operations.~~

~~This bill would also establish within the department an Undersecretary for Health Care Services. The bill would establish, under that undersecretary, the Division of Health Care Operations and the Division of Health Care Policy and Administration to be headed by a director, who shall be appointed by the Governor.~~

~~Existing law establishes the Board of State and Community Corrections to collect and maintain available information and data about state and community correctional policies, practices, capacities, and needs, among other duties. Existing law prohibits those members of the board from receiving compensation, but allows them to be reimbursed for their actual and necessary travel expenses incurred in the performance of their duties.~~

~~Existing law prohibits Members of the Legislature and state, county, district, judicial district, and city officers or employees from having a financial interest in any contract made by them in their official capacity, or by any body or board of which they are members. Existing law provides that every officer or person who is prohibited by the laws of this state from making or having an interest in contracts who willfully violates any of the provisions of those laws may be punished by a fine of not more than \$1,000, or by imprisonment in the state prison, and is forever disqualified from holding any office in this state.~~

~~This bill would, commencing July 1, 2013, add to the Board of State and Community Corrections a chairperson to be appointed by the~~

~~Governor, subject to Senate confirmation. The bill would require that the chairperson serve full time. The bill would also exclude the chairperson from the provision prohibiting members of the board from receiving compensation and would require the Department of Human Resources to fix the compensation for the chairperson.~~

~~This bill would provide that members of a committee created by the Board of State and Community Corrections, including a member of the board in his or her capacity as a member of a committee created by the board, are deemed to have no financial interest in any contract made by the board based upon the receipt of compensation for holding public office or public employment, for purposes of the provisions prohibiting public officers from having a financial interest in any contract made by them in their official capacity, or by any body or board of which they are members.~~

~~Existing law creates the Office of the Inspector General, that is responsible for contemporaneous oversight of internal affairs investigations and the disciplinary process of the Department of Corrections and Rehabilitation. Existing law requires the Inspector General, when requested by the Governor, the Senate Committee on Rules, or the Speaker of the Assembly, to review policies, practices, and procedures of the department. Upon completion of the review, the Inspector General is required to prepare a public written report, as described, to be posted on its Internet Web site and a complete written report to be disclosed in confidence, along with all underlying materials the Inspector General deems appropriate, to the Governor, the Secretary of the Department of Corrections and Rehabilitation, and the appropriate law enforcement agency. Existing law prohibits the Inspector General from hiring any person known to be directly or indirectly involved in an open internal affairs investigation being conducted by any federal, state, or local law enforcement agency, or the Office of the Inspector General.~~

~~This bill would remove the Secretary as a party who would receive a copy of the complete written report, and would instead require the Inspector General to provide the report to the authorized entity that requested the report and the appropriate law enforcement agency. The bill would delete the prohibition on hiring a person who is directly or indirectly involved in an open internal affairs investigation by the Office of the Inspector General, and would instead prohibit hiring someone who is directly or indirectly involved in an open internal affairs investigation by any federal, state, or local agency.~~

~~Existing law creates, within the Office of the Inspector General, a Bureau of Independent Review (BIR) subject to the direction of the Inspector General. The BIR is responsible for contemporaneous oversight of the department investigations conducted by its Office of Internal Affairs.~~

~~This bill would eliminate the BIR, make the Office of the Inspector General directly responsible for the BIR's duties and responsibilities, and require the Office of the Inspector General to have staff physically collocated with the department's Office of Internal Affairs.~~

~~The bill would delete obsolete provisions, and make conforming changes.~~

~~The bill would appropriate \$750,000 from the 1990 Prison Construction Fund to the Department of Corrections and Rehabilitation for statewide budget packages and advanced planning in its capital outlay program during the 2013-14 fiscal year, as specified. The bill would require that the funds be available for encumbrance until June 30, 2014, and be allocated by the Department of Corrections and Rehabilitation, upon approval by the Department of Finance.~~

~~This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.~~

~~Vote: majority. Appropriation: yes. Fiscal committee: yes.  
State-mandated local program: no.~~

*The people of the State of California do enact as follows:*

1     SECTION 1. Item 0690-001-0001 of Section 2.00 of the Budget  
2     Act of 2013 is amended to read:

3		
4	0690-001-0001—For support of the Office of Emergency Ser-	
5	vices.....	35,029,000
6		36,829,000
7	Schedule:	
8	(1) 20-Emergency Management Services....	50,079,000
9	(2) 40-Special Programs and Grant Manage-	
10	ment.....	67,591,000
11		69,391,000
12	(3) 65.01-Administration and Executive	
13	Program.....	15,229,000
14	(4) 65.02-Distributed Administration and	
15	Executive.....	-15,229,000

1	(4.5) 70-Public Safety Communications.....	74,100,000
2	(5) Reimbursements.....	-4,275,000
3	(6) Amount payable from the State Emergen-	
4	cy Telephone Number Account (Item	
5	0690-001-0022).....	-2,453,000
6	(7) Amount payable from the Unified Pro-	
7	gram Account (Item 0690-001-0028)....	-800,000
8	(8) Amount payable from the Nuclear	
9	Planning Assessment Special Account	
10	(Item 0690-001-0029).....	-1,174,000
11	(9) Amount payable from the Restitution	
12	Fund (Item 0690-001-0214).....	-19,000
13	(10) Amount payable from the Federal	
14	Trust Fund (Item 0690-001-0890).....	-71,565,000
15	(11) Amount payable from the Local Public	
16	Prosecutors and Public Defenders	
17	Training Fund (Item 0690-002-0241)....	-83,000
18	(12) Amount payable from the Victim-Wit-	
19	ness Assistance Fund (Item 0690-002-	
20	0425).....	-1,352,000
21	(13) Amount payable from the Equality in	
22	Prevention and Services for Domestic	
23	Abuse Fund (Item 0690-001-3112).....	-5,000
24	(14) Amount payable from the Transit Sys-	
25	tem Safety, Security, and Disaster Re-	
26	sponse Account, Highway Safety,	
27	Traffic Reduction, Air Quality, and Port	
28	Security Fund of 2006 (Item 0690-001-	
29	6061).....	-2,650,000
30	(15) Amount payable from the Antiterrorism	
31	Fund (Item 0690-010-3034).....	-718,000
32	(16) Amount payable from the Technology	
33	Services Revolving Fund (Item 0690-	
34	001-9730).....	-71,647,000
35	Provisions:	
36	1. Funds appropriated in this item may be reduced by the	
37	Director of Finance, after giving notice to the Chair-	
38	person of the Joint Legislative Budget Committee, by	
39	the amount of federal funds made available for the	

purposes of this item in excess of the federal funds scheduled in Item 0690-001-0890.

2. Upon approval by the Department of Finance, the Controller shall transfer such funds as are necessary between this item and Item 0690-101-0890.

3. *Of the funds appropriated in this item, \$1,800,000 shall be available for encumbrance until June 30, 2015, for the state operations center for providing assistance to local jurisdictions and local assistance centers that provide local communities with technical guidance and disaster recovery support.*

*SEC. 2. Item 2240-101-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

2240-101-0001—For local assistance, Department of Housing and Community Development.....	5,629,000
Schedule:	
(1) 20-Financial Assistance Program.....	<del>127,625,000</del>
	138,625,000
(2) Amount payable from the Federal Trust Fund (Item 2240-101-0890).....	<del>121,996,000</del>
	132,996,000

*SEC. 3. Item 2240-101-0890 of Section 2.00 of the Budget Act of 2013 is amended to read:*

2240-101-0890—For local assistance, Department of Housing and Community Development, for payment to Item 2240-101-0001, payable from the Federal Trust Fund.....	<del>121,996,000</del>
	132,996,000
Provisions:	
1. Notwithstanding any other provision of law, federal funds appropriated by this item but not encumbered or expended by June 30, 2014, may be expended in the subsequent fiscal year.	

*SEC. 4. Item 3340-001-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

1	3340-001-0001—For support of California Conservation	
2	Corps.....	31,091,000
3		44,091,000
4	Schedule:	
5	(1) 10-Training and Work Program.....	67,133,000
6		80,133,000
7	(2) 20.01-Administration.....	7,787,000
8	(3) 20.02-Distributed Administration.....	-7,787,000
9	(5) Amount payable from the California	
10	Environmental License Plate Fund (Item	
11	3340-001-0140).....	-321,000
12	(6) Amount payable from the Collins-	
13	Dugan California Conservation Corps	
14	Reimbursement Account (Item 3340-	
15	001-0318).....	-29,202,000
16	(7) Amount payable from the State Respon-	
17	sibility Area Fire Prevention Fund (Item	
18	3340-001-3063).....	-1,514,000
19	(7.5) Amount payable from the California	
20	Clean Water, Clean Air, Safe Neighbor-	
21	hood Parks, and Coastal Protection	
22	Fund (Item 3340-001-6029).....	-5,000,000
23	(8) Amount payable from the Safe Drinking	
24	Water, Water Quality and Supply, Flood	
25	Control, River and Coastal Protection	
26	Fund of 2006 (Item 3340-001-6051).....	-5,000
27	Provisions:	
28	1. Of the funds appropriated in this item, \$2,725,000	
29	shall be available for use by the California Conserva-	
30	tion Corps to respond to natural disasters and other	
31	emergencies, including the fighting of forest fires.	
32	2. To the extent that funds in excess of the amount iden-	
33	tified in Provision 1 are necessary in order for the	
34	California Conservation Corps to respond to one or	
35	more emergencies declared by the Governor, the De-	
36	partment of Finance shall transfer, from the funds	
37	available pursuant to Section 8690.6 of the Govern-	
38	ment Code, an amount not to exceed \$1,500,000 as	
39	necessary to fund that response. If, after the Depart-	
40	ment of Finance has transferred funds pursuant to this	

1 provision, the California Conservation Corps receives  
2 reimbursements or other amounts in payment of its  
3 costs of response to one or more declared emergencies,  
4 those amounts shall be deposited in the General Fund.

- 5 3. (a) *Of the funds appropriated in this item,*  
6 *\$13,000,000 shall be available to the California*  
7 *Conservation Corps for encumbrance until June*  
8 *30, 2016, and shall be expended for water conser-*  
9 *vation and drought response projects, water effi-*  
10 *ciency education and outreach activities, and lo-*  
11 *cal assistance grants to certified community con-*  
12 *servation corps, as identified in Section 14507.5*  
13 *of the Public Resources Code. To the extent feasi-*  
14 *ble, the California Conservation Corps and the*  
15 *local conservation corps shall employ veterans*  
16 *and unemployed young adults in the corps mem-*  
17 *ber teams deployed to construct and implement*  
18 *these projects*

- 19 (b) *For purposes of this provision, water conservation*  
20 *and drought response projects include all of the*  
21 *following:*

- 22 (1) *\$5,000,000 for program support to complete*  
23 *water-efficient landscaping, water-efficient*  
24 *irrigation, and replacement of plumbing fix-*  
25 *tures for schools, public agencies, and com-*  
26 *mmercial properties; replacement and installa-*  
27 *tion of water-efficient plumbing fixtures, in-*  
28 *cluding low-flow toilets, water efficiency ed-*  
29 *ucation, and outreach activities in disadvan-*  
30 *taged communities; and energy projects that*  
31 *contribute to energy and water conservation.*  
32 (2) *\$5,000,000 for program support to complete*  
33 *projects to protect public safety and natural*  
34 *resources, including regional and community*  
35 *fuel load reduction activities on public lands*  
36 *to avoid catastrophic fire.*  
37 (3) *\$3,000,000 for grants to certified community*  
38 *conservation corps for the water conservation*  
39 *and fuel reduction activities described in this*



*provision in communities served by community conservation corps.*

*SEC. 5. Item 3600-001-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

3600-001-0001—For support of Department of Fish and Wildlife, for payment to Item 3600-001-0200, payable from the General Fund.....	<del>62,089,000</del>
	64,389,000

*SEC. 6. Item 3600-001-0200 of Section 2.00 of the Budget Act of 2013 is amended to read:*

3600-001-0200—For support of Department of Fish and Wildlife.....	109,729,000
Schedule:	
(1) 20-Biodiversity Conservation Program.....	<del>130,795,000</del>
	132,645,000
(2) 25-Hunting, Fishing, and Public Use....	74,705,000
(3) 30-Management of Department Lands and Facilities.....	54,853,000
(4) 40-Enforcement.....	<del>71,172,000</del>
	71,622,000
(4.5) 45-Communication, Education, and Outreach.....	3,637,000
(5) 50-Spill Prevention and Response.....	35,194,000
(5.5) 61-Fish and Game Commission.....	1,433,000
(6) 70.01-Administration.....	45,369,000
(7) 70.02-Distributed Administration.....	-45,369,000
(8) Reimbursements.....	-30,100,000
(8.5) Amount payable from the General Fund (Item 3600-001-0001).....	<del>-62,089,000</del>
	-64,389,000
(9) Amount payable from the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection (Villaraigosa-Keeley Act) Bond Fund (Item 3600-001-0005).....	-500,000

1	(10) Amount payable from the California	
2	Environmental License Plate Fund	
3	(Item 3600-001-0140).....	-14,989,000
4	(12) Amount payable from the Fish and	
5	Wildlife Pollution Account (Item 3600-	
6	001-0207).....	-1,120,000
7	(13) Amount payable from the California	
8	Waterfowl Habitat Preservation Ac-	
9	count, Fish and Game Preservation	
10	Fund (Item 3600-001-0211).....	-244,000
11	(14) Amount payable from the Marine Inva-	
12	sive Species Control Fund (Item 3600-	
13	001-0212).....	-1,363,000
14	(15) Amount payable from the Public Re-	
15	sources Account, Cigarette and Tobacco	
16	Products Surtax Fund (Item 3600-001-	
17	0235).....	-2,102,000
18	(16) Amount payable from the Oil Spill	
19	Prevention and Administration Fund	
20	(Item 3600-001-0320).....	-28,190,000
21	(17) Amount payable from the Environmen-	
22	tal Enhancement Fund (Item 3600-001-	
23	0322).....	-357,000
24	(18.5) Amount payable from the Harbors	
25	and Watercraft Revolving Fund (Item	
26	3600-001-0516).....	-2,427,000
27	(19) Amount payable from the Federal	
28	Trust Fund (Item 3600-001-0890).....	-42,000,000
29	(20) Amount payable from the Special De-	
30	posit Fund (Item 3600-001-0942).....	-1,648,000
31	(21) Amount payable from the Hatchery	
32	and Inland Fisheries Fund (Item 3600-	
33	001-3103).....	-21,480,000
34	(21.5) Amount payable from the Timber	
35	Regulation and Forest Restoration	
36	Fund (Item 3600-001-3212).....	-5,348,000
37	(22) Amount payable from the Interim Water	
38	Supply and Water Quality Infrastructure	
39	and Management Subaccount (Item	
40	3600-001-6027).....	-545,000

- 1 (23) Amount payable from the Water Securi-  
2 ty, Clean Drinking Water, Coastal and  
3 Beach Protection Fund of 2002 (Item  
4 3600-001-6031)..... -7,216,000
- 5 (26) Amount payable from the Safe Drink-  
6 ing Water, Water Quality and Supply,  
7 Flood Control, River and Coastal Pro-  
8 tection Fund of 2006 (Item 3600-001-  
9 6051)..... -27,412,000
- 10 (27) Amount payable from the Salton Sea  
11 Restoration Fund (Item 3600-001-  
12 8018)..... -12,795,000
- 13 (28) Amount payable from the California  
14 Sea Otter Fund (Item 3600-001-  
15 8047)..... -135,000
- 16 Provisions:
- 17 1. The funds appropriated in this item may be increased  
18 with the approval of, and under the conditions set by,  
19 the Director of Finance to meet current obligations  
20 proposed to be funded in Schedules (8) and (19). The  
21 funds appropriated in this item shall not be increased  
22 until the Department of Fish and Wildlife has a valid  
23 contract, signed by the client agency, that provides  
24 sufficient funds to finance the increased authorization.  
25 This increased authorization may not be used to ex-  
26 pand services or create new obligations. Reimburse-  
27 ments received under Schedules (8) and (19) shall be  
28 used in repayment of any funds used to meet current  
29 obligations pursuant to this provision.
- 30 2. The funds appropriated in this item for purposes of  
31 subdivision (n) of Section 75050 of the Public Re-  
32 sources Code shall continue only so long as the Bureau  
33 of Reclamation within the United States Department  
34 of the Interior continues to provide federal funds and  
35 continues to carry out federal actions to implement  
36 the settlement agreement in Natural Resources Defense  
37 Council v. Rodgers (2005) 381 F.Supp.2d 1212.
- 38 3. *Of the funds appropriated in this item, \$2,300,000*  
39 *shall be available to the Department of Fish and*  
40 *Wildlife for addressing urgent fish, stream, and con-*

*SEC. 7. Item 3860-001-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

Schedule:

(12) Amount payable from the Energy Resources Programs Account (Item 3860-001-0465).....	-2,589,000
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1	(13) Amount payable from the Sacramento	
2	Valley Water Management and Habitat	
3	Protection Subaccount (Item 3860-001-	
4	0544).....	-26,000
5	(14) Amount payable from the California	
6	Safe Drinking Water Fund of 1988	
7	(Item 3860-001-0793).....	-232,000
8	(15) Amount payable from the Federal	
9	Trust Fund (Item 3860-001-0890).....	-11,293,000
10	(16) Amount payable from the Dam Safety	
11	Fund (Item 3860-001-3057).....	-11,639,000
12	(17) Amount payable from the Department	
13	of Water Resources Electric Power	
14	Fund (Item 3860-001-3100).....	-24,175,000
15	(18) Amount payable from the Cost of Imple-	
16	mentation Account, Air Pollution Con-	
17	trol Fund (Item 3860-001-3237).....	-324,000
18	(19) Amount payable from the Safe Drinking	
19	Water, Clean Water, Watershed Protec-	
20	tion, and Flood Protection Bond Fund	
21	(Item 3860-001-6001).....	-1,027,000
22	(20) Amount payable from the Flood Protec-	
23	tion Corridor Subaccount (Item 3860-	
24	001-6005).....	-100,000
25	(21) Amount payable from the Urban Stream	
26	Restoration Subaccount (Item 3860-	
27	001-6007).....	-45,000
28	(22) Amount payable from the Yuba Feather	
29	Flood Protection Subaccount (Item	
30	3860-001-6010).....	-407,000
31	(23) Amount payable from the Water Con-	
32	servation Account (Item 3860-001-	
33	6023).....	-198,000
34	(24) Amount payable from the Conjunctive	
35	Use Subaccount (Item 3860-001-	
36	6025).....	-50,000
37	(25) Amount payable from the Bay-Delta	
38	Multipurpose Water Management Sub-	
39	account (Item 3860-001-6026).....	-550,000

1	(26) Amount payable from the Water Secu-	
2	rity, Clean Drinking Water, Coastal and	
3	Beach Protection Fund of 2002 (Item	
4	3860-001-6031).....	-5,835,000
5	(27) Amount payable from the Safe Drink-	
6	ing Water, Water Quality and Supply,	
7	Flood Control, River and Coastal Pro-	
8	tection Fund of 2006 (Item 3860-001-	
9	6051).....	-15,047,000
10	(28) Amount payable from the Disaster	
11	Preparedness and Flood Prevention	
12	Bond Fund of 2006 (Item 3860-001-	
13	6052).....	<del>-184,383,000</del>
14		-184,883,000
15	(29) Amount payable from the Greenhouse	
16	Gas Reduction Fund (Item 3860-001-	
17	3228).....	-1,000,000
18	Provisions:	
19	1. The amounts appropriated in Items 3860-001-0001 to	
20	3860-001-6052, inclusive, shall be transferred to the	
21	Water Resources Revolving Fund (0691) for direct	
22	expenditure in such amounts as the Department of Fi-	
23	nance may authorize, including cooperative work with	
24	other agencies.	
25	2. The funds appropriated in this item for purposes of	
26	subdivision (n) of Section 75050 of the Public Re-	
27	sources Code may be expended only so long as the	
28	United States Bureau of Reclamation continues to	
29	provide federal funds and continues to carry out federal	
30	actions to implement the settlement agreement in	
31	Natural Resources Defense Council v. Rodgers (E.D.	
32	Cal. 2005) 381 F.Supp.2d 1212.	
33	3. <i>Of the funds appropriated in Schedule (28),</i>	
34	<i>\$33,000,000 shall be available for encumbrance until</i>	
35	<i>June 30, 2016, and shall be expended for flood man-</i>	
36	<i>agement projects consistent with the Central Valley</i>	
37	<i>Flood Protection Plan, adopted pursuant to Section</i>	
38	<i>9612 of the Water Code, that, in addition to flood</i>	
39	<i>management benefits, provide other public benefits,</i>	

including water supply, transient water storage, water quality improvements, and ecosystem benefits.

4. Of the funds appropriated in this item, \$1,000,000 shall be expended to improve groundwater monitoring and reporting efforts, including, but not limited to, a new well completion report system.

SEC. 8. Item 3860-001-3228 is added to Section 2.00 of the Budget Act of 2013, to read:

3860-001-3228—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Greenhouse Gas Reduction Fund ..... 1,000,000

Provisions:

1. The amount appropriated in this item shall be available for encumbrance or expenditure until June 30, 2016, and available for liquidation until June 30, 2018.
2. The funds appropriated in this item shall be expended to administer a grant program for local agencies, joint powers authorities, or nonprofit organizations to implement residential, commercial, or institutional water efficiency programs or projects that reduce greenhouse gas emissions, and also reduce water and energy use.

SEC. 9. Item 3860-001-6052 of Section 2.00 of the Budget Act of 2013 is amended to read:

3860-001-6052—For support of Department of Water Resources, for payment to Item 3860-001-0001, payable from the Disaster Preparedness and Flood Prevention Bond Fund of 2006..... ~~184,383,000~~  
184,883,000

SEC. 10. Item 3860-003-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:

3860-003-0001—For support of Department of Water Resources..... 1,000,000

## Provisions:

1. The Department of Water Resources shall notify the Joint Legislative Budget Committee within 30 days of expending funds from this item for flood emergency response.
2. The Department of Water Resources is authorized to use funds from this item only for emergency response if they are spent on activities to respond to a flood emergency event pursuant to the criteria identified in the Water Resources Engineering Memorandum Process. These criteria will specify conditions where an imminent threat of system failure has been identified based on (a) forecasts of riverflows to exceed flood stage or overtop levees or banks, (b) water flowing through a levee carrying sediment, or (c) the determination by a geotechnical engineer or flood-fight specialist that there is a need for immediate levee or flood control structure repair or stabilization to prevent failure. The department shall notify the Chairperson of the Joint Legislative Budget Committee of the flood emergency criteria developed by the department and provide a copy of the final Water Resources Engineering Memorandum to the chairperson of the joint committee 30 days prior to adoption.
3. The Department of Water Resources may access funds from this item only for a period of seven days for each event following the identification of a flood emergency event.
4. If additional funds are needed beyond the amount appropriated in this item, the Department of Finance is authorized to transfer funds from Item 9840-001-0001 to this item, pursuant to Provision 5 of Item 9840-001-0001.
5. The Department of Water Resources may transfer funds from this item back to the original source, either Item 3860-001-0001 or 9840-001-0001, if the department has determined that the funds are not ultimately needed for emergency response activities.
6. *Notwithstanding any other provision of this item, \$1,000,000 of the funds appropriated in this item shall*



be available to augment the Save Our Water Campaign. The Save Our Water Campaign shall expand its education and outreach activities, including coordinating local actions to assist all Californians.

SEC. 11. Item 3860-101-3228 is added to Section 2.00 of the Budget Act of 2013, to read:

3860-101-3228—For local assistance, Department of Water Resources, payable from the Greenhouse Gas Reduction Fund ..... 19,000,000

Provisions:

1. The amount appropriated in this item shall be available for encumbrance or expenditure until June 30, 2016, and available for liquidation until June 30, 2018.
2. The funds appropriated in this item shall be available for local assistance to establish, on or before July 1, 2014, a grant program for local agencies, joint powers authorities, or nonprofit organizations to implement residential, commercial, or institutional water efficiency programs or projects that reduce greenhouse gas emissions, and also reduce water and energy use.
3. The funds appropriated in this item shall be available for expenditure not sooner than 30 days after notification in writing to the chairpersons of the committees in each house of the Legislature that consider the State Budget, and the Chairperson of the Joint Legislative Budget Committee, or his or her designee. The notification shall include a description of proposed expenditures, how the expenditures will further the regulatory purposes of the California Global Warming Solutions Act of 2006 (Division 25.5 (commencing with Section 38500) of the Health and Safety Code), how the expenditures will achieve specified greenhouse gas emission reductions, how the agency considered other objectives of that act, and how the agency will document expenditure results, pursuant to Section 16428.9 of the Government Code.

SEC. 12. Item 3860-101-6052 of Section 2.00 of the Budget Act of 2013 is amended to read:

3860-101-6052—For local assistance, Department of Water Resources, payable from the Disaster Preparedness and Flood Prevention Bond Fund of 2006.....	217,100,000
	222,100,000

*Provisions:*

1. Of the funds appropriated in this item, \$5,000,000 shall be available for encumbrance until June 30, 2016, and shall be expended for flood management projects consistent with the Central Valley Flood Protection Plan, adopted pursuant to Section 9612 of the Water Code, that, in addition to flood management benefits, provide other public benefits, including water supply, transient water storage, water quality improvements, and ecosystem benefits.

SEC. 13. Item 3860-301-3228 is added to Section 2.00 of the Budget Act of 2013, to read:

3860-301-3228—For capital outlay, Department of Water Resources, payable from the Greenhouse Gas Reduction Fund .....	10,000,000
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*Schedule:*

- (1) 20.20.212-Water-Energy Efficiency Projects..... 10,000,000

*Provisions:*

1. The funds appropriated in this item shall be available for encumbrance until June 30, 2017, and shall be expended to improve water use efficiency, save energy, and reduce greenhouse gas emissions from state water management systems.
2. The funds appropriated in this item shall be available for expenditure not sooner than 30 days after notification in writing to the chairpersons of the committees in each house of the Legislature that consider the State Budget, and the Chairperson of the Joint Legislative Budget Committee, or his or her designee. The notification shall include a description of proposed expen-

ditures, how the expenditures will further the regulatory purposes of the California Global Warming Solutions Act of 2006 (Division 25.5 (commencing with Section 38500) of the Health and Safety Code), how the expenditures will achieve specified greenhouse gas emission reductions, how the agency considered other objectives of that act, and how the agency will document expenditure results, pursuant to Section 16428.9 of the Government Code.

**SEC. 14. Item 3860-301-6052 of Section 2.00 of the Budget Act of 2013 is amended to read:**

3860-301-6052—For capital outlay, Department of Water Resources, payable from the Disaster Preparedness and Flood Prevention Bond Fund of 2006.....	<del>119,686,000</del>
	150,842,000
Schedule:	
(1) 30.95.022-Feather River Urban Risk Reduction Project.....	76,720,000
(2) 30.95.135-West Sacramento Project (GRR).....	<del>1,227,000</del>
	1,357,000
(2.5) 30.95.140-Delta Flood Emergency Preparedness, Response, and Recovery Project.....	12,000,000
(3) 30.95.250-Yuba River Basin Project.....	645,000
(4) 30.95.251-Marysville Ring Levee Reconstruction Project.....	12,423,000
(5) 30.95.302-Sutter Basin Feasibility Study.....	<del>1,284,000</del>
	1,364,000
(6) 30.95.310-Lower Cache Creek, Yolo County, Woodland Area Project.....	<del>477,000</del>
	1,294,000
(7) 30.95.311-Folsom Dam Modifications Project.....	<del>40,999,000</del>
	66,758,000
(8) 30.95.320-Lower San Joaquin River.....	<del>572,000</del>
	813,000

1	(9) 30.95.327-Sacramento River Flood	
2	Control System Evaluation.....	333,000
3	(10) 30.95.328-American River Watershed,	
4	Folsom Dam Raise Project.....	3,350,000
5	(11) Reimbursements-West Sacramento	
6	Project (GRR).....	-500,000
7	(12) Reimbursements-Sutter County Feasi-	
8	bility Study.....	-494,000
9	(13) Reimbursements-Lower Cache Creek,	
10	Yolo County, Woodland Area	
11	Project.....	-103,000
12		-353,000
13	(14) Reimbursements-Folsom Dam Modifi-	
14	cations Project.....	-12,193,000
15		-19,814,000
16	(15) Reimbursements-Yuba River Basin	
17	Project.....	-322,000
18	(16) Reimbursements-Marysville Ring Lev-	
19	ee Reconstruction Project.....	-3,727,000
20	(17) Reimbursements-American River Wa-	
21	tershed, Folsom Dam Raise Project.....	-1,005,000
22	Provisions:	
23	1. The funds appropriated in this item may be expended	
24	for relocations and acquisition of land, easements, and	
25	rights-of-way, including, but not limited to, borrow	
26	pits, spoil areas, and easements for levees, clearing,	
27	flood control works, and flowage, and for appraisals,	
28	surveys, and engineering studies necessary for the	
29	completion or operation of the projects in the Sacra-	
30	mento and San Joaquin watersheds as authorized by	
31	Section 8617.1 and Chapters 1 (commencing with	
32	Section 12570), 2 (commencing with Section 12639),	
33	3 (commencing with Section 12800), 3.5 (commencing	
34	with Section 12840), and 4 (commencing with Section	
35	12850) of Part 6 of Division 6 of the Water Code.	
36	Notwithstanding paragraph (1) of subdivision (a) of	
37	Section 12582.7 and Section 12585.5 of the Water	
38	Code, prior to state and federal authorization of the	
39	project and appropriation of federal construction funds	
40	by Congress and subsequent to submittal of a report	

to the Legislature pursuant to Section 12582.7 of the Water Code . The amounts appropriated in this item may be expended for state costs associated with pre-construction design and engineering work conducted by the federal government and others.

2. Funds appropriated in this item may also be expended for the evaluation, repair, rehabilitation, reconstruction, or replacement of flood protection facilities consistent with subdivision (a) of Section 5096.821 of the Public Resources Code; for study, evaluation, improvement, and addition of facilities to provide enhanced levels of flood protection consistent with subdivision (b) of Section 5096.821 of the Public Resources Code; or for the protection, creation, and enhancement of flood protection corridors and bypasses consistent with Section 5096.825 of the Public Resources Code.

3. Funds appropriated in this item may also be used for any of the following:

- (a) Advances to the federal government, or payments to the federal government or others for incidental construction or reconstruction items that are an obligation of the state in connection with the completion or operation of the projects and for materials.
- (b) Flood protection-related activities of the state associated with construction, reconstruction, relocation, or alterations to levees, other flood control works, highways, railroads, bridges, power lines, communication lines, pipelines, irrigation works, and other structures and facilities, and for appraisals, surveys, mitigation and engineering studies incidental thereto.
- (c) Flood protection-related planning studies, surveys, preliminary plans, drawings, acquisitions, relocations, rights-of-way, construction, construction supervision, contract administration, and other work activities to be performed by Department of Water Resources personnel and contractors for completion of the projects.

- 1       4. Funds appropriated in this item may be used to imple-  
2       ment the projects identified in this item without ar-  
3       rangements with the federal government while making  
4       reasonable efforts to obtain funding from the federal  
5       government in advance or by arranging to perform  
6       work which is a federal responsibility prior to the  
7       availability of federal appropriations with the intention  
8       that the costs will be reimbursed or eligible for credit  
9       by the federal government as provided in Public Law  
10      99-662, Section 104, November 17, 1986; Public Law  
11      90-483, Section 215, August 13, 1968; or other appli-  
12      cable law.
- 13     5. Notwithstanding Section 26.00, funds may be trans-  
14     ferred, with the approval of the Department of Finance,  
15     among projects specified in this item and other Depart-  
16     ment of Water Resources flood protection-related  
17     major capital outlay projects with an active appropria-  
18     tion. The Director of Finance shall notify, in writing,  
19     the chairpersons of the committees in each house of  
20     the Legislature that consider appropriations and the  
21     Chairperson of the Joint Legislative Budget Commit-  
22     tee, within 30 days or such lesser time as the chairper-  
23     son of the joint committee, or his or her designee, may  
24     determine, prior to any transfer.
- 25     6. Payments from a local sponsor may be received by  
26     the Department of Water Resources and may be ad-  
27     vanced to the federal government.
- 28     7. *Funds appropriated for the Lower Cache Creek,*  
29     *Lower San Joaquin River, West Sacramento, and Sut-*  
30     *ter Basin feasibility studies and reevaluation reports*  
31     *shall be available for encumbrance until June 30,*  
32     *2015.*
- 33     8. *Funds appropriated for the Delta Flood Emergency*  
34     *Preparedness, Response, and Recovery Project and*  
35     *the Folsom Dam Modifications Project shall be*  
36     *available for encumbrance until June 30, 2017.*

37  
38     SEC. 15. Item 3860-401 is added to Section 2.00 of the Budget  
39     Act of 2013, to read:

3860-401—The amount of \$32,500,000 from The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Division 43 (commencing with Section 75001) of the Public Resources Code) shall be expended for support of flood management projects consistent with the Central Valley Flood Protection Plan, adopted pursuant to Section 9612 of the Water Code, that, in addition to flood management benefits, provide other public benefits, including water supply, transient water storage, water quality improvements, and ecosystem benefits.

SEC. 16. Item 3940-001-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:

3940-001-0001—For support of State Water Resources Control Board, for payment to Item 3940-001-0439, payable from the General Fund.....	14,726,000
	18,026,000

Provisions:

1. Of the amount appropriated in this item, \$800,000 shall be available to the State Water Resources Control Board to protect and ensure the sustainability of groundwater resources in critical basins.
2. Of the amount appropriated in this item, \$2,500,000 shall be available to the State Water Resources Control Board for drought-related water right and water conservation actions, including establishing and enforcing requirements to prevent the waste or unreasonable use of water and to promote water recycling, establishing and enforcing curtailments in diversion based on unavailability of water under the diverters priority of right, and enforcing terms and conditions of water right permits and licenses.

SEC. 17. Item 3940-001-0193 of Section 2.00 of the Budget Act of 2013 is amended to read:

3940-001-0193—For support of State Water Resources Control  
Board, for payment to Item 3940-001-0439, payable from  
the Waste Discharge Permit Fund..... ~~105,951,000~~  
*107,151,000*

## Provisions:

1. Of the amount appropriated in this item, and notwithstanding subdivision (k) of Section 13350 of the Water Code, up to \$700,000 shall be from the balance of penalty revenues generated by the imposition of liabilities pursuant to Section 13350 of the Water Code. The funds specified in this provision are hereby appropriated to support the development of uniform water recycling criteria for indirect potable water reuse for groundwater recharge pursuant to Chapter 700 of the Statutes of 2010.
2. *Of the amount appropriated in this item, \$1,200,000 shall be available to the State Water Resources Control Board for the Groundwater Ambient Monitoring Assessment Program. These funds shall be available for encumbrance or expenditure until June 30, 2015.*

*SEC. 18. Item 3940-001-0439 of Section 2.00 of the Budget Act of 2013 is amended to read:*

3940-001-0439—For support of State Water Resources Control  
Board, payable from the Underground Storage Tank  
Cleanup Fund..... 280,982,000  
Schedule:  
(1) 10-Water Quality..... ~~484,643,000~~  
*485,843,000*  
(2) 20-Water Rights..... ~~13,974,000~~  
*17,274,000*  
(3) 25-Department of Justice Legal Services..... 1,217,000  
(4) 30.01-Administration..... 21,245,000  
(5) 30.02-Distributed Administration..... -21,245,000  
(6) Reimbursements..... -9,203,000  
(7) Amount payable from the General  
Fund (Item 3940-001-0001)..... ~~-14,726,000~~  
*-18,026,000*



1	(8) Amount payable from the Unified Pro-	
2	gram Account (Item 3940-001-0028)....	-601,000
3	(9) Amount payable from the Waste	
4	Discharge Permit Fund (Item 3940-	
5	001-0193).....	-105,951,000
6		-107,151,000
7	(10) Amount payable from the Marine Inva-	
8	sive Species Control Fund (Item 3940-	
9	001-0212).....	-100,000
10	(11) Amount payable from the Public Re-	
11	sources Account, Cigarette and Tobacco	
12	Products Surtax Fund (Item 3940-001-	
13	0235).....	-720,000
14	(12) Amount payable from the Integrated	
15	Waste Management Account, Integrated	
16	Waste Management Fund (Item 3940-	
17	001-0387).....	-4,640,000
18	(13) Amount payable from the Water Recy-	
19	cling Subaccount (Item 3940-001-	
20	0419).....	-1,160,000
21	(14) Amount payable from the Drainage	
22	Management Subaccount (Item 3940-	
23	001-0422).....	-528,000
24	(15) Amount payable from the Seawater In-	
25	trusion Control Subaccount (Item 3940-	
26	001-0424).....	-228,000
27	(16) Amount payable from the Underground	
28	Storage Tank Tester Account (Item	
29	3940-001-0436).....	-64,000
30	(17) Amount payable from the 1984 State	
31	Clean Water Bond Fund (Item 3940-	
32	001-0740).....	-314,000
33	(18) Amount payable from the Federal	
34	Trust Fund (Item 3940-001-0890)....	-48,713,000
35	(19) Amount payable from the Water	
36	Rights Fund (Item 3940-001-3058)....	-13,000,000
37	(20) Amount payable from the Wastewater	
38	Operator Certification Fund (Item 3940-	
39	001-3160).....	-1,276,000

1	(21) Amount payable from the Timber Reg-	
2	ulation and Forest Restoration Fund	
3	(Item 3940-001-3212).....	-2,495,000
4	(22) Amount payable from the Cost of Imple-	
5	mentation Account, Air Pollution Con-	
6	trol Fund (Item 3940-001-3237).....	-578,000
7	(23) Amount payable from the Watershed	
8	Protection Subaccount (Item 3940-001-	
9	6013).....	-200,000
10	(24) Amount payable from the Santa Ana	
11	River Watershed Subaccount (Item	
12	3940-001-6016).....	-250,000
13	(25) Amount payable from the Lake Elsinore	
14	and San Jacinto Watershed Subaccount	
15	(Item 3940-001-6017).....	-133,000
16	(26) Amount payable from the Nonpoint	
17	Source Pollution Control Subaccount	
18	(Item 3940-001-6019).....	-204,000
19	(27) Amount payable from the State Revolv-	
20	ing Fund Loan Subaccount (Item 3940-	
21	001-6020).....	-629,000
22	(28) Amount payable from the Wastewater	
23	Construction Grant Subaccount (Item	
24	3940-001-6021).....	-932,000
25	(29) Amount payable from the Coastal	
26	Nonpoint Source Control Subaccount	
27	(Item 3940-001-6022).....	-136,000
28	(30) Amount payable from the Water Secu-	
29	rity, Clean Drinking Water, Coastal and	
30	Beach Protection Fund of 2002 (Item	
31	3940-001-6031).....	-1,092,000
32	(31) Amount payable from the Safe Drinking	
33	Water, Water Quality and Supply,	
34	Flood Control, River and Coastal Pro-	
35	tection Fund of 2006 (Item 3940-001-	
36	6051).....	-1,903,000
37	(32) Amount payable from the Petroleum	
38	Underground Storage Tank Financing	
39	Account (Item 3940-001-8026).....	-609,000

(33) Amount payable from the State Water  
Pollution Control Revolving Fund Ad-  
ministration Fund (Item 3940-001-  
9739)..... -8,467,000

Provisions:

1. Notwithstanding any other provision of law, upon approval and order of the Director of Finance, the State Water Resources Control Board may borrow sufficient funds for cash purposes from special funds that otherwise provide support for the board. Any such loans are to be repaid with interest at the rate earned in the Pooled Money Investment Account.
2. The amount appropriated in Program (25) shall be used to reimburse the Department of Justice for legal services. In addition to the amount in Program (25), upon order of the Director of Finance, any non-General Fund Budget Act item for support of the State Water Resources Control Board may be augmented to reimburse the Department of Justice for legal services. No augmentation shall be made sooner than 30 days after the Joint Legislative Budget Committee has been notified in writing.

*SEC. 19. Item 3940-002-0679 is added to Section 2.00 of the Budget Act of 2013, to read:*

*3940-002-0679—For support of State Water Resources Control  
Board..... 4,000,000*

*Provisions:*

1. *The funds appropriated in this item are appropriated from the State Water Pollution Cleanup and Abatement Account, created pursuant to Section 13440 of the Water Code, to the State Water Resources Control Board to provide interim emergency drinking water to disadvantaged communities with contaminated drinking water supplies, without regard to the source of contamination, including those contaminated drinking water supplies exacerbated by drought conditions. These funds shall be available for expenditure until June 30, 2015.*

SEC. 20. Item 3940-101-3147 of Section 2.00 of the Budget Act of 2013 is amended to read:

3940-101-3147—For local assistance, State Water Resources Control Board, for Program 10-Water Quality, payable from the State Water Pollution Control Revolving Fund Small Community Grant Fund, to be available for expenditure until June 30, <del>2015</del> 2017.....	8,000,000
	15,000,000

SEC. 21. Item 4265-111-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:

4265-111-0001—For local assistance, Department of Public Health.....	31,957,000
	46,957,000

Schedule:

(1) 10.10-Emergency Preparedness.....	60,724,000
(2) 20.10-Chronic Disease Prevention and Health Promotion.....	193,242,000
(3) 20.20-Infectious Disease.....	271,121,000
(4) 20.30-Family Health.....	1,628,722,000
(5) 20.40-Health Information and Strategic Planning.....	510,000
(6) 20.50-County Health Services.....	14,181,000
(7) 20.60-Environmental Health.....	<del>113,000,000</del> 128,000,000
(8) Reimbursements.....	-227,101,000
(9) Amount payable from the Childhood Lead Poisoning Prevention Fund (Item 4265-111-0080).....	-11,000,000
(10) Amount payable from the Health Statistics Special Fund (Item 4265-111-0099).....	-510,000
(11) Amount payable from the California Health Data and Planning Fund (Item 4265-111-0143).....	-240,000

1	(12) Amount payable from the Genetic	
2	Disease Testing Fund (Item 4265-111-	
3	0203).....	-87,747,000
4	(13) Amount payable from the Health Edu-	
5	cation Account, Cigarette and Tobacco	
6	Products Surtax Fund (Item 4265-111-	
7	0231).....	-35,185,000
8	(14) Amount payable from the Child Health	
9	and Safety Fund (Item 4265-111-	
10	0279).....	-469,000
11	(15) Amount payable from the Indian Gam-	
12	ing Special Distribution Fund (Item	
13	4265-111-0367).....	-4,000,000
14	(16) Amount payable from the Domestic	
15	Violence Training and Education Fund	
16	(Item 4265-111-0642).....	-235,000
17	(17) Amount payable from the Federal	
18	Trust Fund (Item 4265-111-	
19	0890).....	-1,509,879,000
20	(18) Amount payable from the WIC	
21	Manufacturer Rebate Fund (Item	
22	4265-111-3023).....	-260,000,000
23	(19) Amount payable from the Water Secu-	
24	rity, Clean Drinking Water, Coastal	
25	and Beach Protection Fund of 2002	
26	(Item 4265-111-6031).....	-65,000,000
27	(20) Amount payable from the Safe Drink-	
28	ing Water, Water Quality and Supply,	
29	Flood Control, River and Coastal Pro-	
30	tection Fund of 2006 (Item 4265-111-	
31	6051).....	-48,000,000
32	(21) Amount payable from the ALS/Lou	
33	Gehrig's Disease Research Fund (Item	
34	4265-111-8053).....	-177,000
35	Provisions:	
36	1. The Office of AIDS in the State Department of Public	
37	Health, in allocating and processing contracts and	
38	grants, shall comply with the same requirements that	
39	are established for contracts and grants for other public	
40	health programs. Notwithstanding any other provision	

of law, the contracts or grants administered by the Office of AIDS shall be exempt from the Public Contract Code and shall be exempt from approval by the Department of General Services prior to their execution.

2. The appropriation in this item for the Alzheimer's Research Centers shall be used for direct services, including, but not limited to, diagnostic screening, case management, disease management, support for caregivers, and related services necessary for positive client outcomes.

3. *Of the amount appropriated in Schedule (7), \$15,000,000 shall be available for encumbrance until June 30, 2016, for purposes consistent with subdivisions (a) and (c) of Section 75021 of the Public Resources Code for grants of up to \$500,000 per project for public water systems to address drought-related drinking water emergencies or threatened emergencies. The State Department of Public Health shall develop new guidelines for the allocation and administration of these moneys, including guidelines that dictate the circumstances under which the per-project limit of \$500,000 may be exceeded. These guidelines shall not be subject to Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code. The department shall make every effort to use other funds available to address drinking water emergencies, including federal funds made available for the drought, prior to using the funds specified in this provision.*

**SEC. 22. Item 5180-101-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:**

5180-101-0001—For local assistance, Department of Social	
Services.....	1,287,588,000
Schedule:	
(1) 16.30-CalWORKs.....	4,462,802,000
(2) 16.65-Other Assistance Payments.....	843,264,000
(3) Reimbursements.....	–944,000

- (4) Amount payable from the Emergency Food Assistance Program Fund (Item 5180-101-0122)..... -618,000
- (5) Amount payable from the Federal Trust Fund (Item 5180-101-0890)..... -4,008,897,000
- (6) Amount payable from the Child Support Collections Recovery Fund (Item 5180-101-8004)..... -8,019,000

Provisions:

1. (a) No funds appropriated in this item shall be encumbered unless every rule or regulation adopted and every all-county letter issued by the State Department of Social Services that adds to the costs of any program is approved by the Department of Finance as to the availability of funds before it becomes effective. In making the determination as to availability of funds to meet the expenditures of a rule, regulation, or all-county letter that would increase the costs of a program, the Department of Finance shall consider the amount of the proposed increase on an annualized basis, the effect the change would have on the expenditure limitations for the program set forth in this act, the extent to which the rule, regulation, or all-county letter constitutes a deviation from the premises under which the expenditure limitations were prepared, and any additional factors relating to the fiscal integrity of the program or the state's fiscal situation.
- (b) Notwithstanding Sections 28.00 and 28.50, the availability of funds contained in this item for rules, regulations, or all-county letters that add to program costs funded from the General Fund in excess of \$500,000 on an annual basis, including those that are the result of a federal regulation, but excluding those that are (a) specifically required as a result of the enactment of a federal or state law or (b) included in the appropriation made by this act, shall not be approved by the Depart-

1           ment of Finance sooner than 30 days after notifi-  
2           cation in writing to the chairpersons of the com-  
3           mittees in each house of the Legislature that con-  
4           sider appropriations and the Chairperson of the  
5           Joint Legislative Budget Committee, or sooner  
6           than such lesser time after notification as the  
7           chairperson of the joint committee, or his or her  
8           designee, may in each instance determine.

- 9       2. Notwithstanding Chapter 1 (commencing with Section  
10       18000) of Part 6 of Division 9 of the Welfare and In-  
11       stitutions Code, a loan not to exceed \$500,000,000  
12       shall be made available from the General Fund, from  
13       funds not otherwise appropriated, to cover the federal  
14       share of costs of a program or programs when the  
15       federal funds have not been received by this state prior  
16       to the usual time for transmitting that federal share to  
17       the counties of this state. This loan from the General  
18       Fund shall be repaid when the federal share of costs  
19       for the program or programs becomes available.
- 20       3. The Department of Finance may authorize the transfer  
21       of amounts from this item to Item 5180-001-0001 in  
22       order to fund the costs of the administrative hearing  
23       process associated with the CalWORKs program.
- 24       4. (a) The Department of Finance is authorized to ap-  
25       prove expenditures in those amounts made neces-  
26       sary by changes in either caseload or payments,  
27       including, but not limited to, the timing of federal  
28       payments, or any rule or regulation adopted and  
29       any all-county letter issued as a result of the enact-  
30       ment of a federal or state law, the adoption of a  
31       federal regulation, or a court action, during the  
32       2013–14 fiscal year that are within or in excess  
33       of amounts appropriated in this act for that year.
- 34       (b) If the Department of Finance determines that the  
35       estimate of expenditures will exceed the expendi-  
36       tures authorized for this item, the department shall  
37       so report to the Legislature. At the time the report  
38       is made, the amount of the appropriation made in  
39       this item shall be increased by the amount of the



1 excess unless and until otherwise provided by  
2 law.

- 3 5. Nonfederal funds appropriated in this item which have  
4 been budgeted to meet the state's Temporary Assis-  
5 tance for Needy Families maintenance-of-effort require-  
6 ment established pursuant to the federal Personal Re-  
7 sponsibility and Work Opportunity Reconciliation Act  
8 of 1996 (P.L. 104-193) may not be expended in any  
9 way that would cause their disqualification as a feder-  
10 ally allowable maintenance-of-effort expenditure.
- 11 6. In the event of declared disaster and upon county re-  
12 quest, the State Department of Social Services may  
13 act in the place of any county and assume direct respon-  
14 sibility for the administration of eligibility and grant  
15 determination. Upon recommendation of the Director  
16 of Social Services, the Department of Finance may  
17 authorize the transfer of funds from this item and Item  
18 5180-101-0890, to Items 5180-001-0001 and 5180-  
19 001-0890, for this purpose.
- 20 7. Pursuant to the Electronic Benefit Transfer (EBT) Act  
21 (Chapter 3 (commencing with Section 10065) of Part  
22 1 of Division 9 of the Welfare and Institutions Code)  
23 and in accordance with the EBT System regulations  
24 (Manual of Policies and Procedures Section 16-  
25 401.15), in the event a county fails to reimburse the  
26 EBT contractor for settlement of EBT transactions  
27 made against the county's cash assistance programs,  
28 the state is required to pay the contractor. The State  
29 Department of Social Services may use funds from  
30 this item to reimburse the EBT contractor for settle-  
31 ment on behalf of the county. The county shall be re-  
32 quired to reimburse the department for the county's  
33 settlement via direct payment or administrative offset.
- 34 8. The Department of Finance is authorized to approve  
35 expenditures for the California Food Assistance Pro-  
36 gram in those amounts made necessary by changes in  
37 the CalFresh Program Standard Utility Allowance,  
38 including those that result from midyear Standard  
39 Utility Allowance adjustments requested by the state.  
40 If the Department of Finance determines that the esti-

mate of expenditures will exceed the expenditure authority of this item, the department shall so report to the Legislature. At the time the report is made, the amount of the appropriation made in this item shall be increased by the amount of the excess unless and until otherwise provided by law.

9. *Upon request of the State Department of Social Services, the Department of Finance may increase expenditure authority in this item by up to \$25,300,000 for food assistance programs associated with persons affected by the drought. Notwithstanding any other provision of law, these funds shall be available for encumbrance by the State Department of Social Services through December 31, 2014, for commodity purchases and state and local agency administrative costs incurred on or before June 30, 2014, to provide food assistance associated with the drought through existing partnerships. The Department of Finance shall provide notification of the adjustment to the Joint Legislative Budget Committee within 10 working days from the date of Department of Finance approval of the adjustment.*

**SEC. 23. Item 5180-141-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:**

5180-141-0001—For local assistance, Department of Social	
Services.....	742,457,000
Schedule:	
(1) 16.75-County Administration and	
Automation Projects.....	2,031,473,000
(2) Reimbursements.....	–221,534,000
(3) Amount payable from the Federal	
Trust Fund (Item 5180-141-	
0890).....	–1,067,482,000
Provisions:	
1. Notwithstanding Chapter 1 (commencing with Section	
18000) of Part 6 of Division 9 of the Welfare and In-	
stitutions Code, a loan not to exceed \$140,000,000	
shall be made available from the General Fund, from	

funds not otherwise appropriated, to cover the federal or reimbursable share, or both, of costs of a program or programs when the federal funds or reimbursements have not been received by this state prior to the usual time for transmitting state payments for the federal or reimbursable share of costs. This loan from the General Fund shall be repaid when the federal share of costs or the reimbursements for the program or programs becomes available.

2. In the event of declared disaster and upon county request, the State Department of Social Services may act in the place of any county and assume direct responsibility for the administration of eligibility and grant determination. Upon recommendation of the Director of Social Services, the Department of Finance may authorize the transfer of funds from this item and Item 5180-141-0890, to Items 5180-001-0001 and 5180-001-0890, for this purpose.
3. Provision 1 of Item 5180-101-0001 also applies to this item.
4. Pursuant to public assistance caseload estimates reflected in the annual Governor's Budget, the Department of Finance may approve expenditures in those amounts made necessary by a court action or changes in caseload that are in excess of amounts appropriated in this act. If the Department of Finance determines that the estimate of expenditures will exceed the expenditures authorized for this item, the department shall so report to the Legislature. At the time the report is made, the amount of the appropriation made by this item shall be increased by the amount of the excess unless and until otherwise provided by law.
5. Nonfederal funds appropriated in this item which have been budgeted to meet the state's Temporary Assistance for Needy Families maintenance-of-effort requirement established pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (P.L. 104-193) may not be expended in any way that would cause their disqualification as a federally allowable maintenance-of-effort expenditure.

6. This item may be increased by order of the Director of Finance to address system changes necessary to implement the requirements of the federal Patient Protection and Affordable Care Act (P.L. 111-148). The Director of Finance shall provide notification in writing to the Joint Legislative Budget Committee of any expenditure approved under this provision not less than 30 days prior to the effective date of the approval.
7. *In the event of a declaration of a major disaster by the President of the United States, and upon request of the State Department of Social Services following approval by the United States Department of Food and Agriculture's Food and Nutrition Service, the Department of Finance may increase expenditure authority in this item in order to fund the administrative costs of a Disaster Supplemental Nutrition Assistance Program food assistance program.*

*SEC. 24. Item 5180-141-0890 of Section 2.00 of the Budget Act of 2013 is amended to read:*

- 5180-141-0890—For local assistance, Department of Social Services, for payment to Item 5180-141-0001, payable from the Federal Trust Fund..... 1,067,482,000
- Provisions:
1. Provisions 2, 3, 4, ~~and 6~~, and 7 of Item 5180-141-0001 also apply to this item.
  2. Upon request by the Department of Finance, the Controller shall transfer funds between this item and Item 5180-153-0890 as needed to reflect the estimated expenditure amounts for each county that opts into the Title IV-E Child Welfare Waiver Demonstration Project pursuant to Section 18260 of the Welfare and Institutions Code. The Department of Finance shall report to the Legislature the amount to be transferred pursuant to this provision. The transfer shall be authorized at the time the report is made.

*SEC. 25. Item 7100-001-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

7100-001-0001—For support of Employment Development	
Department, for payment to Item 7100-001-0870.....	<del>22,070,000</del>
	24,070,000

*Provisions:*

1. *Of the funds appropriated in this item, \$2,000,000 shall be available for encumbrance until June 30, 2015, for the purposes of providing flexible training-related services to workers and employers in localities designated by the Governor for drought or other disaster relief.*

**SEC. 26. Item 7100-001-0870 of Section 2.00 of the Budget Act of 2013 is amended to read:**

7100-001-0870—For support of Employment Development	
Department, payable from the Unemployment Administration Fund—Federal.....	659,728,000
<i>Schedule:</i>	
(1) 10-Employment and Employment-Related Services.....	179,688,000
(2) 21-Tax Collections and Benefit Payments.....	801,927,000
(3) 22-California Unemployment Insurance Appeals Board.....	78,900,000
(4) 30.01-General Administration.....	53,380,000
(5) 30.02-Distributed General Administration.....	-51,004,000
(6) 50-Employment Training Panel.....	<del>49,109,000</del>
	51,109,000
(7) Reimbursements.....	-25,847,000
(8) Amount payable from the General Fund (Item 7100-001-0001).....	<del>-22,070,000</del>
	-24,070,000
(9) Amount payable from the Employment Development Department Benefit Audit Fund (Item 7100-001-0184).....	-15,805,000
(10) Amount payable from the Employment Development Department Contingent Fund (Item 7100-001-0185).....	-82,190,000

1	(11) Amount payable from the Employment	
2	Training Fund (Item 7100-001-	
3	0514).....	-51,589,000
4	(12) Amount payable from the Unemploy-	
5	ment Compensation Disability Fund	
6	(Item 7100-001-0588).....	-253,778,000
7	(13) Amount payable from the School Em-	
8	ployees Fund (Item 7100-001-0908)....	-993,000
9	Provisions:	
10	1. Funds appropriated in this item are in lieu of the	
11	amounts that otherwise would have been appropriated	
12	pursuant to Section 1555 of the Unemployment Insur-	
13	ance Code.	
14	2. Provision 1 of Item 7100-001-0588 also applies to	
15	funds appropriated in this item for the Unemployment	
16	Insurance Program.	

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18 *SEC. 27. Item 8570-001-0001 of Section 2.00 of the Budget*  
19 *Act of 2013 is amended to read:*

20		
21	8570-001-0001—For support of Department of Food and	
22	Agriculture.....	55,612,000
23	Schedule:	
24	(1) 11-Agricultural Plant and Animal	
25	Health, Pest Prevention, Food Safety	
26	Services.....	168,719,000
27	(2) 21-Marketing, Commodities, and Agri-	
28	cultural Services.....	21,908,000
29	(3) 31-Assistance to Fairs and County	
30	Agricultural Activities.....	1,343,000
31	(4) 41.01-Executive, Management, and	
32	Administrative Services.....	20,624,000
33	(5) 41.02-Distributed Executive, Manage-	
34	ment, and Administrative Services.....	-20,493,000
35	(6) 51-General Agricultural Activities.....	<del>25,323,000</del>
36		35,323,000
37	(7) Reimbursements.....	-16,537,000
38	(8) Amount payable from the Motor Vehicle	
39	Account, State Transportation Fund	
40	(Item 8570-001-0044).....	-6,674,000

- (9) Amount payable from the Department of Agriculture Account, Department of Food and Agriculture Fund (Item 8570-001-0111)..... -37,977,000
- (11) Amount payable from the Fair and Exposition Fund (Item 8570-001-0191).... -1,343,000
- (12) Amount payable from the Harbors and Watercraft Revolving Fund (Item 8570-001-0516)..... -4,294,000
- (13) Amount payable from the Department of Agriculture Building Fund (Item 8570-001-0601)..... -1,963,000
- (14) Amount payable from the Federal Trust Fund (Item 8570-001-0890)..... -91,496,000
- (15) Amount payable from the Antiterrorism Fund (Item 8570-001-3034)..... -541,000
- (16) Amount payable from the Analytical Laboratory Account, Department of Food and Agriculture Fund (Item 8570-001-3101)..... -500,000
- (17) Amount payable from the Specialized License Plate Fund (Item 8570-001-3139)..... -477,000
- (17.5) Amount payable from the Greenhouse Gas Reduction Fund (Item 8570-001-3228)..... -10,000,000
- (18) Amount payable from the Municipal Shelter Spay-Neuter Fund (Item 8570-001-8055)..... -10,000

Provisions:

1. The Secretary of Food and Agriculture shall furnish to the Director of Finance and the Chairperson of the Joint Legislative Budget Committee annual reports on all expenditures from all fund sources for emergency detection and eradication activities relating to agricultural plant or animal pests or diseases for which no other program funds are available to be used to detect or eradicate such pest or disease if the pest or disease is not considered established in California and the pest or disease infests or infects plants or animals of com-

mercials or noncommercial agriculture, ornamental horticultural, or habitat of significance. The report shall specify the amount expended by funding source, the activities performed, the pest or disease, the location where the pest was detected, the location where the eradication efforts were performed, and the animal or plant affected for each emergency detection or eradication.

2. The Department of Food and Agriculture shall require full public participation, including public meetings, from all major regions of the state for each notification of proposed actions within the Light Brown Apple Moth program.

*SEC. 28. Item 8570-001-3228 is added to Section 2.00 of the Budget Act of 2013, to read:*

8570-001-3228—*For support of Department of Food and Agriculture, for payment to Item 8570-001-0001, payable from the Greenhouse Gas Reduction Fund ..... 10,000,000*

*Provisions:*

1. *The funds appropriated in this item shall be available for encumbrance until June 30, 2015, to establish and implement a program, in consultation and coordination with the Department of Water Resources and the State Water Resources Control Board, on or before July 1, 2014, to provide financial incentives to agricultural operations to invest in water irrigation treatment and distribution systems that will reduce greenhouse gas emissions, and will also reduce water and energy use, augment supply, and increase water and energy efficiency in agricultural applications. Incentives shall be ranked and distributed based on financial need, immediacy of water supply increased and efficiency gained to address water shortages, and reduction in water pumping or treatment that uses energy causing greenhouse gas emissions.*
2. *The funds appropriated in this item shall be available for expenditure not sooner than 30 days after notification in writing to the chairpersons of the committees*



in each house of the Legislature that consider the State Budget, and the Chairperson of the Joint Legislative Budget Committee, or his or her designee. The notification shall include a description of proposed expenditures, how the expenditures will further the regulatory purposes of the California Global Warming Solutions Act of 2006 (Division 25.5 (commencing with Section 38500) of the Health and Safety Code), how the expenditures will achieve specified greenhouse gas emission reductions, how the agency considered other objectives of that act, and how the agency will document expenditure results, pursuant to Section 16428.9 of the Government Code.

SEC. 29. Section 39.00 of the Budget Act of 2013 is amended to read:

Sec. 39.00. The Legislature hereby finds and declares that the following bills are other bills providing for appropriations related to the Budget Bill within the meaning of subdivision (e) of Section 12 of Article IV of the California Constitution: AB 74, AB 75, AB 76, AB 77, AB 78, AB 79, AB 80 as amended on February 24, 2014, AB 81, AB 82, AB 83, AB 84, AB 85, AB 86, AB 87, AB 89, AB 90, AB 91, AB 92, AB 93, AB 94, AB 95, AB 96, AB 97, AB 98, AB 99, AB 100, AB 102, AB 103, AB 104, AB 105, AB 106, AB 107, AB 108, AB 109, SB 66, SB 70, SB 71, SB 72, SB 73, SB 74, SB 75, SB 76, SB 77, SB 79, SB 80, SB 81, SB 82, SB 83, SB 84, SB 85, SB 86, SB 87, SB 88, SB 89, SB 90, SB 91, SB 92, SB 93, SB 94, SB 96, SB 97, SB 98, SB 99, SB 100, SB 101, SB 102, SB 103, SB 104 as amended on February 24, 2014, and SB 105.

SEC. 30. This act shall become operative only if Assembly Bill 80 or Senate Bill 104 of the 2013–14 Regular Session is enacted, amending the Budget Act of 2013.

SEC. 31. This act is a Budget Bill within the meaning of subdivision (e) of Section 12 of Article IV of the California Constitution and shall take effect immediately.

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**All matter omitted in this version of the bill  
appears in the bill as amended in the  
Senate, June 12, 2013. (JR11)**

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